PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Timothy J. Miller, et al. Examiner:

TO BE ASSIGNED

Serial No.:

TO BE ASSIGNED

Art Unit:

TO BE ASSIGNED

Filed:

Herewith

Docket: 15463ZYXWV (PC9003E)

For:

RECOMBINANT FELINE

Dated:

August 22, 2003

CORONAVIRUS S PROTEINS

Commissioner for Patents United States Patent and Trademark Office Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with the provisions of 37 C.F.R. §§1.97 and 1.98, it is respectfully requested that the following disclosures, which are listed on the attached form PTO-1449 be made of record in the above-identified case.

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"Express Mail" Mailing Label Number: EV 267607393 US

Date of Deposit: August 22, 2003

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, P. O. Box 1450, Alexandria, VA 22313-1450.

Dated: August 22, 2003

Pursuant to 37 C.F.R. §1.98(d), copies of the above-listed publications are not provided, as the references were previously submitted to the Examiner in connection with the parent case, Serial Number: 09/854,799 filed on May 14, 2001. Jacobs et al., Virus Research, 8:362-371, 1997 listed on page 3 of Notice of References Cited was cited by the Examiner in the parent case, Serial Number: 09/854,799, therefore, a copy of this reference is not provided.

Consideration of this Information Disclosure Statement is respectfully requested, since the art provided may be material to the examination of the present application as defined under 37 C.F.R. §1.56.

Inasmuch as this Information Disclosure Statement is being mailed prior to the issuance of a first Official Action, no fee or certification is required.

Respectfully submitted,

Peter I. Bernstein

Registration No. 43,497

SCULLY, SCOTT, MURPHY & PRESSER 400 Garden City Plaza Garden City, New York 11530 (516) 742-4343

PIB/XZ:ab

JI DISCLUSUI _ CITATION

(Use several sheets if necessary)

Page 1 of 3

Serial No.:

15463ZYXWV

To BE

TO BE ASSIGNED

APPLICANT Miller et al.

FIING DATE
Concurrently herewith

GROUP N/A

11 9	S P/	TENT	DOCE	IMENTS
U.i	Э. ГА	4 I FIV I		11VIF (V) .

RƏNIMAXƏ JAITINI		DOCUMENT NUMBER							DATE	NAME	CLASS	SUBCLASS	FILING DATE
	AA	4	1	9	5	1	3	0	3/25/80	Hoshino, et al.	435	235	
	АВ	4	2	9	3	6	5	3	10/6/81	Horzinek, et al.	435	237	
	AC	4	5	7	1	3	8	6	2/18/86	Fishman, et al.	435	235	
	AD	4	9	0	4	4	6	8	2/27/90	Gill	424	202.1	
	AE	4	3	0	3	6	4	4	12/1/81	Davis	424	89	
	AF	4	3	5	В	5	3	5	11/9/82	Falkow	435	5	
	AG	4	8	5	1	3	4	1	7/25/89	Норр	435	69.7	

FOREIGN PATENT DOCUMENTS

	:	C	OCUMEN	T NUMBI	ER			DATE COUNTRY CLASS SUBCLASS						
												YES	NO	
АН	9	0	1 -	3	5	7	3	11/15/90	PCT					
Al	8	7	0	4	6	2	4	8/13/87	РСТ					
AJ	0	2	7	8	5	4	1	8/17/88	EP ,				,	
AK	0	4	1	1	6	8	4	2/6/91	EP					
AL	0	0	1	1	8	6	4	6/11/80	EP					
AM	0	0	1	1	8	6	5.	6/11/80	EP					
AN	0	3	7	6	7	4	4	7/4/90	ĘΡ					
AO	0	3	1	0	3	6	2	4/5/89	EP .					
АР	0	1	3	8	2	4	2	4/24/85	EP					
AQ	Ö	2	6	4	9	7	9	4/27/88	EP		,			

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

AR	Lutz, H., et al., 1986, Feline infectious peritonitis (FIP) - the present state of knowledge, J. Small Anim. Pract. 27: 108-116.
AS	Pedersen, N.C., 1987, Virologic and immunologic aspects of feline infectious peritonitis virus infection, Adv. Exp. Med. Biol. 218:529-550.
TA	Woods, R.D., and Pedersen, N.C., 1979, Cross-protection studies between feline infectious peritonitis and porcine transmissible gastroenteritis viruses, Vet. Microbiol. 4: 11-16.
AU	Barlough, J.E., et al., 1985, Experimental inoculation of cats with human coronavirus 229E and subsequent challenge with feline infectious peritonitis virus, Can. J. Comp. Med. 49: 303-307.
AV	Barlough, J.E., et al., 1984, Experimental inoculation of cats with canine coronavirus and subsequent challenge with feline infectious peritonitis virus, Lab. Anim. Sci. 34: 592-597.
AW	Stoddart, C.A., et al., 1988, Attempted immunisation of cats against feline infectious peritonitis using canine coronavirus, Res. Vet. Sci. 45: 383-388.
AX	Posthumus, W.P.A., et al., 1990, Analysis and simulation of a neutralizing epitope of transmissible gastroenteritis virus, J. Virol. 64: 3304-3309.

•			ON DISCLOSURE CITATION	ATTV	t .
			(Use several sheets if necessary)	ATTY. DOCKET NO.	SERIAL NO.
				15463zyxwv	The second secon
			Page 2 of 3		TO BE ASSIG
				APPLICANT Miller et al.	
		AY	Pode	FIING DATE	
			sublethal amounts of	The strength herewith	GROUP N/A
		AZ	Pedersen, N.C., 1983, Attempted immunization sublethal amounts of virulent virus, Am J. Vet. F. DeGroot, R.J., et al., 1987, cDNA cloning and seinfectious peritonitis virus, J. Gen. Viv. in 1987.	of cats against feline infectious peritoni Res. 44: 229-234.	tis using avirulent live vice
		BA	Garbani i and seritonitis virus, J. Gen. Virol. 68: 263	equence analysis of the gene encoding	Virus o
	-		DeGroot, R.J., et al., 1987, cDNA cloning and se infectious peritonitis virus, J. Gen. Virol. 68: 263 Gerber, J.D., et al., 1990, Protection against felin FIPV vaccine, Vaccine 8: 536-542. August, J.R., 1984, Feline infectious peritonitis, Series, S.A., et al., 1984, Feline infectious peritonitis, Series, Se	ne Infectious paris - in	he peplomer protein of feline
		BB	August, J.R., 1984, Feline infectious peritonitis, S Fiscus, S.A., et al., 1987, Antigenic comparison of		culation of a temperature
	E	3C	Fiscus, S.A., et al., 1987, Antigenic comparison of glycoproteins, J. Virol. 61: 2607-2613. DeGroot, R.J., et al., 1988, Sequence analysis of the genome of porcine coronavirus Transporters.	m. Anim. Pract. 14: 971-994	everature-sen
	-		" " " " " " " " " " " " " " " " "	Ioline	
	18		DeGroot, R.J., et al., 1988, Sequence analysis of the vith the genome of porcine coronavirus TGEV reveal obdatsu, T., et al., 1991, Antigenic analysis of feliphich discriminate between FIPV strain 70 to	formus isolates: evidence fo	r markedly different pople.
	BE		the genome of porcine coronavirus TGEV reven	he 3' end of the feline core	pepiomei
		\ \ \ \ \	ohdatsu, T., et al., 1991, Antigenic analysis of felichich discriminate between FIPV strain 79-1146 and scus, S.A., et al., 1987, Epitope-specific antibody relates, J. Clin. Microbiol. 25: 1529-1534	als large insertions, J. Virol. 167: 370-2	79-1146 genome: compariso
	BF	Fis	blates, J. Clin. Microbiol. 25: 1529-1534	ne coronaviruses with monoclopal	76.
		isc	Scus, S.A., et al., 1987, Epitope-specific antibody is lates, J. Clin. Microbiol. 25: 1529-1534. 2, I., et al., 1991, Differentiation of transmissible graphically related coronaviruses by	31 CCV strain 79-1683, Vet. Microbiol.	odies (Mabs): preparation of I
	BG	l Ra	.004.	The public and avieus	
		ant	igenically related coronavisus of transmissible of	lant-	infectious peritonis virus
	DU		100101. 29: 215-218 Using cDNA pro	ben - virus from porcing	
_	ВН	Jac	igenically related coronaviruses by using cDNA prorobiol. 29: 215-218. Obs. L., et al., 1987, The nucleotide sequence of the	ror the 5' region of the S gl	lycoprotein general cr
	BI	+	parison with the sequence of the	ho -	owner of Clin.
	O,	Pede 41:8	pbs, L., et al., 1987, The nucleotide sequence of the perison with the sequence of the perison protein ersen, N.C. et al., 1980, Immunologic phenomena in 68-876.	of feline infectious peritonitis virus (518	ole gastroenteritis virus (TOP)
	BJ	Value	30-076. The interior of the in	in the effusive form of foliairs to	V), Virus Res., 8: 363-371.
		80:1	g, R. A. And Davis, R. W., 1983, Efficient isolation B. et al. 1979, Echec de l'immunisation contre la		peritonitis. Am. J. Vet. Res.
] E	3K	Toma	P	of genes using antibody proba-	
		transn	B. et al. 1979, Echec de l'immunisation contre la nissible du porc. Rec. Med. Vet. 155:799-803. M. and Moks, T., 1990, Gene fusions for purpose R. A. Et al. 1992.	Proc.	Natl. Acad. Sci. USA
В	L	Uhlen,	nissible du porc. Rec. Med. Vet. 155:799-803.	peritonite infectieuse feline par inin-	
Br	И	ernor	D. A. T. J. 1990, Gene fusions for purpose	For injection	de virus de la gastro-enterite
		Dixon a	nd D. W. Fisher O. The development of such	or expression: an introduction. Meth	En.
BN	1/	/ennen	M. and Moks, T., 1990, Gene fusions for purpose R. A. Et al., 1983. The development of synthetic and D. W. Fisher, Sinauer Associates, Sunderland, 1984, H. Et al., 1990, Early death after feline infection ation. J. Virology 64:1407-1409	Mass CI In: The Biology of Immunity	Elizymol. 185:129-143.
+	ir	nmuniz	Pa, H. Et al., 1990, Early death after feline infection ation. J. Virology 64:1407-1409 R. J. et al., 1989, Stably expressed FIPV peplome rology 171:493-502.	Mass. Chapter 31, pp. 331-338.	ic Disease, edited by F. J.
BO	D	eGroot	B 1 st	us peritonitis virus challenge due to see	
+	m	ice. V	R. J. et al., 1989, Stably expressed FIPV peplome rology 171:493-502. Son, K. K. et al., 1989, Characterization of a temper series.		mbinant vaccinia virus
BP	CF	ristian	Son K K	er protein induces cell fusion and elicit	
 	Vii	ol. 10	9:185-196. Characterization of a 4-	Sug encits	neutralizing antibodies in
BQ	Gre	ene i	P - 16	erature sensitive feline infectious	
BR	+		Son, K. K. et al., 1989, Characterization of a temperature of the second	periton	nitis coronavirus. Arch.
_	ISC	ahashi OM===	H. et al., 1990, Induction of CD8+ cytotoxic Tradesture 344:873-875.	nzymol. 152:512-522	
		vis. f	vature 344:873-875.	ell by immunicati	
				,	envelone protein
Initial if ref	Pron-		dered, whether or not citation is in conformance w this form with next communication to applicant.	NSIDERED	orohe hiotein in
dered. Inc	lude c	e consi Opv af	dered, whether or not citation to		
	====	- 27 01	with next communication of the conformance w	rith MPER con	
			applicant.	Draw line through citation	OD if near

Notice of References Cited

PAGE 3 OF 3

Application/Control No.	Applicant(s).	_
TO BE ASSIGNED	MILLER ET AL.	
Examiner	Art Unit	<u>-</u>
TO BE ASSIGNED	N/A Page 3/3	_

U.S. PATENT DOCUMENTS

		Document Number	Date	1		
*		Country Code-Number-Kind Code	MM-YYYY		Name	Classification
,	A,	US-				
	8	US-		,		
	C	US-				·
	D	US-				
	E	US-			,	
	F	US-		·		
	G	US-				
	н	US-		·		
	ı	US-				
	·J	US-	·			
	. K	US-	·			
	Ĺ	US-				
	М	US-				
				FOREIGN PATENT DOC	JMENTS	
*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	Classification
	2					
	0					
	P	,				-
	Q					
		والمناوية والمناورة والمناورة والمناورة والمناورة والمناوة والمناوة والمناوة والمناوة والمناوة والمناوة والمناوة		######################################		•

NON-PATENT DOCUMENTS

*		Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)
	U	Jacobs et al. Virus Research 1987 Vol 8, pages 363- 371
	V	
	W	
	X	

A copy of this reference is not being furnished with this Office action. (See MPEP § 707.05(a).)
Dates in MM-YYYY format are publication dates. Classifications may be US or foreign.

U.S. Patent and Trademark Office PTO-892 (Rev. 01-2001)

Notice of References Cited